IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

MONDAY, THE 26TH NOVEMBER 2007 / 5TH AGRAHAYANA 1929

WP(C).No. 24250 of 2004(J)

PETITIONERS:

1. **SUDHEER V.K., VALANGERA VEETTIL, CHALAKKUDY, THRISSUR DISTRICT.**
2. **BINEESH C.T., CHULLIKUDI HOUSE, MARKET P.O., MUVATTUPUZHA.**
3. **JAYAN K., "JAYA BHAVANAM", SASTHAMKOTTA, KOLLAM.**
4. **RAJESH KUMAR M.R., MUTTASSERI, RAMANKARI, ALAPPUZHA DISTRICT.**
5. **HARIDAS P.K., HARISHREE HOUSE, AYYANTHOLE, THRISSUR DISTRICT.**

BY ADV. SRI.LAL K.JOSEPH
SRI.A.A.ZIYAD RAHMAN
SMT.K.K.RATNALATHA

RESPONDENTS:

1. **THE STATE OF KERALA, REPRESENTED BY SCHEDULED CASTES DEVELOPMENT DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM.**
2. **THE DIRECTOR, SCHEDULED CASTES DEVELOPMENT, DEPARTMENT.**
3. **IDUKKI DISTRICT SCHEDULED CASTE DEVELOPMENT OFFICER, THODUPUZHA.**
4. **THE PRINCIPAL, UNIVERSITY COLLEGE OF ENGINEERING MUTTAM, THODUPUZHA.**

5. THE REGISTRAR, MAHATMA GANDHI UNIVERSITY, KOTTAYAM.

BY GOVERNMENT PLEADER SRI. ANU SIVARAMAN
ADV. SRI. T.A. SHAJI, SC, M.G.UNIVERSITY

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 26/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1. COPY OF THE COURSE AND CONDUCT CERTIFICATE DT.3/06/2003 TO SUDHEER V.K. ISSUED BY THE R3.

EXT.P1A. COPY OF THE COURSE AND CONDUCT CERTIFICATE DT. 12/11/2003 TO BINESH C.T. ISSUED BY THE R3.

EXT.P1B. COPY OF THE COURSE AND CONDUCT DT. 7/11/2003 TO JAYAN K ISSUED BY THE R3.

EXT.P1C. COPY OF THE COURSE AND CONDUCT CERTIFICATE DT. 21/07/2003 TO RAJESH KUMAR ISSUED BY THE R3.

EXT.P1D. COPY OF THE COURSE AND CONDUCT CERTIFICATE DT. 16/10/2003 TO HARIDAS P.K. ISSUED BY THE R3.

EXT.P2. COPY OF THE STATEMENT GIVEN BY THE ANUGRAHA MEN'S HOSTEL AUTHORITIES IN RESPECT OF THEIR HOSTEL FEES OF THE IST PETITIONER DATED NIL.

EXT.P2A. COPY OF THE STATEMENT GIVEN BY ANUGRAHA MEN'S HOSTEL AUTHORITIES IN RESPECT OF THEIR HOSTEL FEES OF THE 2NDPETITIONER DATED NIL.

EXT.P2B. COPY OF THE STATEMENT GIVEN BY ANUGRAHA MEN'S HOSTEL AUTHORITIES IN RESPECT OF THEIR HOSTEL FEES OF THE 3RD PETITIONER DATED NIL.

EXT.P2C. COPY OF THE STATEMENT GIVEN BY ANUGRAHA MEN'S HOSTEL AUTHORITIES IN RESPECT OF THEIR HOSTEL FEES OF THE 4TH PETITIONER DATED NIL.

EXT.P2D. COPY OF THE STATEMENT GIVEN BY ANUGRAHA MEN'S HOSTEL AUTHORITIES IN RESPECT OF THEIR HOSTEL FEES OF THE 5TH PETITIONER DATED NIL.

EXT.P3. COPY OF THE ORDER NO. G. 4588/2002 DT. 17/2/2003.

EXT.P4. COPY OF THE REPRESENTTIONS DT. 2/7/2003 BEFORE THE R2.

EXT.P4A. COPY OF THE REPRESENTATIONS DT. 2/07/2003 BEFORE THE R2.

EXT.P4B. COPY OF THE REPRESENTATIONS DT. 2/07/03 BEFORE THE R2.

EXT.P4C. COPY OF THE REPRESENTATIONS DTD. 2/07/2003 BEFORE THE R2.

EXT.P5. COPY OF THE MADHYAMAM DAILY DT. 29/07/2004.

EXT.P5A. COPY OF THE KERALA KAUMUDI DAILY DT. 2/08/2004.

True copy

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KURIAN JOSEPH J.

Writ Petition (Civil) No.24250 of 2004

Dated 26th November, 2007.

J U D G M E N T

The writ petition is filed mainly with the following prayer :-

> "Declare that the petitioners are entitled to reimbursement of the boarding and lodging expenses incurred by them as per Ext.P2 series as the students from scheduled castes and scheduled tribes are granted free boarding and lodging in the hostels of the colleges."

Learned Special Government Pleader, referring to the counter affidavit submits that the rules do not permit grant of hostel fees in respect of students who are staying in private hostels. Learned counsel appearing for the petitioners submits that in Ext.P3, such a grant was made. Learned Special Government Pleader points out that action is being taken against the Director for committing such irregularity. In that view of the matter, in case the petitioners have still any grievance left, they may approach the Government.

The writ petition is disposed of as above.

KURIAN JOSEPH, JUDGE.

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